

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

**\*E-FILED\***

**TIME TOTAL:7 Hours 23 Minutes**

**CIVIL MINUTES - JURY TRIAL**

**Judge Beth Labson Freeman**

**Date: 03/16/2016**

**Case No: 5:13-cv-04057-BLF**

**Courtroom Deputy: Tiffany Salinas-Harwell**

**Court Reporter: Irene Rodriguez - Lee-Anne Shortridge**

**Interpreter: N/A**

**GILEAD SCIENCES, INC. v. MERCK & CO., INC., ET AL.**

Attorney(s) for Plaintiff(s): Juanita Brooks, Jonathan Singer, Douglas McCann, Michael Florey

Attorney(s) for Defendant(s): Bruce Genderson, Jessamyn Berniker, Stanley Fisher, Sanjiv Laud, Jessica Ryen, Stephen Rabinowitz, David Lansky, Mitchell Epner, Patrice Jean

**PROCEEDINGS**

**8:15 - Call to Order**

**8:15 - Hearing held outside the presence of the jury**

**8:56 - Recess**

**9:01 - Jury Seated/Call to Order**

**9:02 - Continued Cross Examination of Demain**

**9:38 - Re-Direct Examination of Demain**

**9:44 - Defense Calls Witness James Wuest**

**9:56 - Dr. Wuest Designated as Expert**

**10:35 - Recess**

**10:46 - Jury Seated/Call to Order**

**10:47 - Continued Direct Examination of Wuest**

**11:19 - Cross Examination of Wuest**

**12:02 - Recess**

**1:02 - Jury Seated/Call to Order**

**1:05 - Continued Cross Examination of Wuest**

**1:06 - Re-Direct Examination of Wuest**

**1:10 - Stipulation Read to Jury**

**1:11 - Defense Rests**

**1:11 - Plaintiff Rebuttal**

**1:12 - Video Deposition of Parkash**

**1:15 - Video Deposition of Price**

**1:21 - Jury Released for Recess**

**1:21 - Hearing held outside the presence of the jury**

**1:33 - Jury Seated**

**1:34 - Jury Instructions**

**1:49 - Plaintiffs Closing Arguments**

**2:52 - Recess**

**3:03 - Jury Seated/Call to Order**

**3:04 - Defendants Closing Arguments**

**4:24 - Recess**

**4:34 - Rebuttal Closing**

**4:57 - Final Jury Instructions**

**5:10 - Jury Released for Evening**

**5:10 - Hearing held outside the presence of the jury**

**5:24 - The Court takes the Evening Recess**

**ORDER AFTER HEARING**

**Further Jury Trial set for 03/17/2016 at 9:00 AM.**

**Exhibits Identified:**

**Pltf:** 2390, 102R, 104, 1472, 2664, 2375, 2376, 2377,  
2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386,  
2387, 2388, 2389, 2391, 2392

**Deft:** 2663

**Exhibits Admitted Into Evidence:**

**Pltf:** 2390, 102R, 104, 1472, 2664  
**Deft:** 2633



Tiffany Salinas-Harwell  
Courtroom Deputy  
Original: **E-Filed**  
CC: